SCHERING-PLOUGH CORPORATION LAW DEPARTMENT

RECEIVED **CENTRAL FAX CENTER**

2000 GALLOPING HILL ROAD

K-6-1, MAIL STOP 1990

KENILWORTH, NEW JERSEY 0703.3 (908) 298-4000

AUG 1 8 2005

FACSIMILE TRANSMITTAL SHEET

TO:

FAX NUMBER:

USPTO

(571) 273-8300

(Issue Fee)

Examiner: Emily B. Bernhardt

FROM:

PHONE NUMBER:

(908) 298-2960

TOTAL NO. OF PAGES INCLUDING COVER

Gerard E. Reinhardt

August 18, 2005

CONFIDENTIALITY NOTE: This sheet and/or the document(s) accompanying it contain information belonging to Schering-Plough Corporation and/or its affiliates which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named above. If you have received this fax in error, please immediately notify us by telephone. If there is a problem with this transmission please call Ashly Armstrong at (908) 298-4025.

NOTES/COMMENTS:

PLEASE HAND DELIVER

In re Application of: David R. Andrews et al.

"Crystalline Antifungal Polymorph" For Patent:

Group Art Unit: 1624

Attorney Docket No.: CD0787Q1

US/ Serial No.: 10/786,886

Filed: 02/25/2004

Dear Examiner Bernhardt,

Transmitted herewith are:

➤ Fax Cover Sheet – 1 Page

Certification of Transmission – 1 Page

Issue Fee Transmittal (Part B) – 1 Page in duplicate

rard E. Reinliardt R'egistered Representative

Registration No. 43,041

PHONE: (908) 298-2960

FAX: (908) 298-5388

Docket Number:

CD0787Q1

Application No:

10/786,886

Filing Date:

PTO/SB/97 (09-04)
st Inventor:

ANDREWS, David R

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid QMB control number. First Inventor:

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

08/18/2005 on

Date

GERARD E. REINHARDT

Typed or printed name of person signing Certificate

43,041

908-298-2960

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fax Cover Sheet - 1pg. Certificate of Transmission - 1pg. Issue Fee Transmittal - 1pg. in duplicate

This collection of Information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form end/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450. Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents P.O. Box 1450. Alexandria, VA 22311-1450. ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PART B - FEE(S) TRANSMITTAL

RECEIVED CENTRAL FAX CENTER

. Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

AUG 18 2005

(703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block I for may change of address)

24265

7590

06/30/2005

SCHERING-PLOUGH CORPORATION PATENT DEPARTMENT (K-6-1, 1990) 2000 GALLOPING HILL ROAD KENILWORTH, NJ 07033-0530

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmitted is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being factorite transmitted to the USPTO (703) 746-4000, on the date indicated below.

Gerard E. Reinhardt (Signature) (Date)

	FILING DATE	PIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
APPLICATION NO.	PILING DATE		CD 0787C1	1893	
10/704 886	02/25/2004	David R. Andrews	CD0787Q1	1873	

TITLE OF INVENTION: CRYSTALLINE ANTIFUNGAL POLYMORPH

APPLN, TYPE	SMALL ENTITY	ISSUE FEE		PUBLICATION FEE	TOTAL FEE(S) DU	E DATE DUE
nonprovisional	NO	\$1400		\$300	\$1700	09/30/2005
EXAMINER		ART UNIT		CLASS-SUBCLASS] .	
BERNHARDT, EMILY B		1624		514-254070		
CFR 1.363). Change of correspon Address form PTO/SB/	ndence address or indication of "l ndence address (or Change of 122) attached. ation (or "Fee Address" Indi or more recent) attached. U	Correspondence	(1) the ne or agents (2) the na registered	nting on the parent front page, lives of up to 3 registered poter OR, alternatively, me of a single firm (having as a strong or agent) and the nared patent automoys or agents. It name will be printed.	a member a 2	ARD E. REINHARdt
	in 37 Cric 3.11, Completion	pelow, no assignee d nof this form is NOT	ata will app a substitute RESIDEN	pear on the potent. If an assign for filing an assignment. 18/25 CE: (CITY and STATE OR CO	//2005 MBINASI UNTRY) *•1501 140	v. the document has been filed for 09009005 190365 107868 0.00 DA
_	Corporation		nted on the	patent): Individual U	`-ADB1 1	0.00 DA 8.00 DA ivate group entity Governmen
4a. The following fee(s) a	re enclosed:		Payment o	• -		•
🖾 Issue Fcc				in the amount of the fee(s) is e		
Publication Fee (No	small entity discount permi	ned)	Paymen	it by credit card. Form PTO-203	8 is attached.	
Advance Order - #	of Copies	·	The Direction Deposit Ac	rector is hereby authorized by count Number 19-0365	charge the required for (chalose at	e(s), or credit any overpayment, it a extra copy of this form).
A antional electric	us (from status indicated abo SMALL ENTITY status. Se	e 37 CFR 1.27.	□ b. Appi	icant is no longer claiming SM/	LL ENTITY SIAMS. S	ice 37 CFR 1.27(g)(2).
The Director of the USPT NOTE: The Issue Fee and interest as shown by the re	O is requested to apply the Is Publication Fee (if required seors of the United Styles P	sue Fee and Publicati will not be accepted ment and Federmark	ion Fee (if i from anyon Office.	any) or to re-apply any previous ne other than the applicant; a re	sly paid issue fee to the pretered attorney or ag	e application identified above. ent; or the assignee or other party i
Authorized Signature	MMG-KM	MIST		_ Date Au	<u>igust 18, 20</u>	05
Typed or printed name	Gerard B. Re	inhardt		Registratio	л No. <u>43.041</u>	

This collection of information is required by 37 CFR 1.31 1. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including guthering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case, Any comments on the amount of time you require to complete this form and/or suggestions for rethering this burden, should be sent to the Chief information Officer, U.S. Parent and Trudemark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTOL-85 (Rev. 12/04) Approved for use through 04/30/2007.

OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE